

APPLICATION FOR INITIATIVE OR REFERENDUM PETITION SERIAL NUMBER

Secretary of State
1700 W. Washington Street, 7th Floor
Phoenix, AZ 85007

The undersigned intends to circulate and file an **INITIATIVE** or a **REFERENDUM** (circle the appropriate word) petition and hereby makes application for the issuance of an official serial number to be printed in the lower right-hand corner of each side of each signature sheet of such petition. Pursuant to Arizona Revised Statutes § 19-111, attached hereto is the full text, in no less than eight point type, of the **MEASURE** or **CONSTITUTIONAL AMENDMENT** (circle appropriate word) intended to be **INITIATED** or **REFERRED** (circle appropriate word) at the next general election.

SUMMARY: A description of no more than one hundred words of the principal provisions of the proposed law, constitutional amendment or measure that will appear in no less than eight point type on the face of each petition signature sheet to be circulated.

Initiative Description: In order to protect the ability of Arizonans to make their own decisions in the political process, The Protect Arizona Employee Paychecks from Politics Act ensures that all political contributions made in Arizona are voluntary. It states that no employer, public or private, may deduct or facilitate the deduction of payments from any employee's paycheck for political purposes without the written permission of the employee. If an employer unlawfully deducts money from an employee's paycheck for political purposes, the employer shall be subject to a fine.

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SECRETARY OF STATE
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Signature of Applicant

Tom Jenney

Printed Name of Applicant

2417 E. Whitton Ave

Address

Phoenix AZ 85016

City

State

Zip

(602) 478-0146

Telephone Number

Protect Arizona Employee Paychecks

Name of Organization (if any)

1529 W. Virginia Ave

Address

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Tom Jenney, Chairman

Name of Officer and Title

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Roy Miller, Treasurer

Name of Officer and Title

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Date of Application 3.28.08

Signatures Required 153,365

Deadline for Filing July 3, 2008

Serial Number Issued I.18.2008

FOR OFFICE USE ONLY

OFFICIAL TITLE

AN INITIATIVE MEASURE

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AN INITIATIVE AMENDING TITLE 23, CHAPTER 2, ARTICLE 7, ARIZONA REVISED STATUTES, BY ADDING SECTION 23-361.01; RELATING TO PAYMENT OF WAGES.

TEXT OF PROPOSED AMENDMENT

SECTION 1. TITLE 23, CHAPTER 2, ARTICLE 7, ARIZONA REVISED STATUTES, IS AMENDED BY ADDING SECTION 23-361.01 AS FOLLOWS:

1. THIS ACT SHALL BE COMMONLY KNOWN AS THE "PROTECT ARIZONA EMPLOYEE PAYCHECKS FROM POLITICS ACT."

2. IN ORDER TO PROTECT THE ABILITY OF ARIZONANS TO MAKE THEIR OWN DECISIONS IN THE POLITICAL PROCESS AND TO ENSURE THAT ALL POLITICAL CONTRIBUTIONS ARE KNOWING AND VOLUNTARY, NO EMPLOYER IN THE STATE, PUBLIC OR PRIVATE, MAY DEDUCT OR FACILITATE THE DEDUCTION OF PAYMENTS FROM ANY EMPLOYEE'S PAYCHECK FOR POLITICAL PURPOSES WITHOUT THE EXPRESS ANNUAL WRITTEN PERMISSION OF THE EMPLOYEE.

2. "POLITICAL PURPOSES" MEANS FUNDS USED AS A DIRECT OR INDEPENDENT EXPENDITURE IN SUPPORT OF OR OPPOSITION TO A CANDIDATE, A SLATE OF CANDIDATES, OR A POLITICAL PARTY FOR ANY PUBLIC ELECTION; IN SUPPORT OF OR OPPOSITION TO ANY REFERENDUM OR VOTER INITIATIVE; IN SUPPORT OF OR OPPOSITION TO ANY PENDING OR POTENTIAL LEGISLATION; ANY CONTRIBUTION TO A POLITICAL ACTION COMMITTEE; OR TO SUPPORT A POLITICAL ACTION COMMITTEE OR OTHER GROUP FOR THE PURPOSE OF MAKING SUCH EXPENDITURES.

3. IF A DEDUCTION IS MADE FROM AN EMPLOYEE'S PAYCHECK FOR MULTIPLE PURPOSES, THE EMPLOYER SHALL OBTAIN FROM THE ENTITY TO WHICH THE DEDUCTED FUNDS ARE DIRECTED (FUNDED ENTITIES) A STATEMENT ASSURING THAT NO FUNDS ARE USED FOR POLITICAL PURPOSES OR A STATEMENT OF THE MAXIMUM PERCENTAGE OF FUNDS THAT ARE USED FOR POLITICAL PURPOSES. THE EMPLOYER SHALL NOT DEDUCT ANY FUNDS BEYOND THOSE SPECIFIED FOR NON-POLITICAL PURPOSES WITHOUT THE EXPRESS ANNUAL WRITTEN PERMISSION OF THE EMPLOYEE.

4. IMPROPER DEDUCTIONS FOR POLITICAL PURPOSES, OR INACCURATE STATEMENTS REGARDING THE USE OF EMPLOYER-COLLECTED FUNDS FOR POLITICAL PURPOSES, SHALL SUBJECT THE EMPLOYER TO A FINE OF NO LESS THAN \$10,000 PER OCCURRENCE. THE ATTORNEY GENERAL SHALL HAVE THE AUTHORITY TO ISSUE REASONABLE REGULATIONS REGARDING THE FORM OF NECESSARY PERMISSION FROM EMPLOYEES AND STATEMENTS BY FUNDED ENTITIES.

5. THIS ACT DOES NOT APPLY TO DEDUCTIONS FOR EMPLOYEE BENEFIT, PENSION, SAVINGS, OR HEALTH PLANS OR TO CHARITABLE CONTRIBUTIONS.

6. NOTHING IN THIS PART IS INTENDED TO, OR MAY BE CONSTRUED TO, PREEMPT ANY REQUIREMENT OF FEDERAL LAW.

7. THIS ACT SHOULD BE CONSTRUED BROADLY TO ACHIEVE THE PURPOSES OF THE ACT.

SECTION 2. Severability.

If any provision of this act or its application to any person or circumstance is held invalid, the invalidity shall not affect other provisions or applications of this act that can be given effect without the invalid provision or application, and to this end the provisions of this act are severable.

SECTION 3. Submission to Voters.

The Secretary of State shall submit this proposition to the voters at the next general election as provided by Article IV, Part 1, Section 1 of the Arizona Constitution.